

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

**ORIGINAL
FILE** ✓

In re Applications of

) MM Docket No. 91-10

WHITE BROADCASTING PARTNERSHIP
et al.

) File No. BPH-891214MM
)

For Construction Permit for a New FM Station
Station on Channel 289A in Baldwin, Florida

RECEIVED

To: Hon. Edward Luton, Administrative Law Judge

MAY 13 1991

Federal Communications Commission
Office of the Secretary

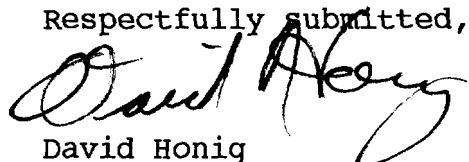
PETITION FOR LEAVE TO AMEND AND AMENDMENT

Peaches Broadcasting, Ltd., ("Peaches") by counsel,
respectfully petitions to amend its application to update Exhibit 1
(Media Interests) to its application. The amendment reports the
voluntary dismissal of the application of Rupert of East Baton
Rouge Broadcasting L.P. ("Rupert") for a new construction permit in
Baker, Louisiana. It also reports the issuance of two orders
adding issues against Rupert. Peaches' limited partner, United
Communications, Inc. ("UCI") was a limited partner of Rupert.

The underlying allegations related either to reporting
requirements, to the financial abilities of Rupert's former limited
partners, or to a felony conviction of one of Rupert's former
limited partners. None of these matters involved UCI or anyone
connected with UCI.

The amendment is submitted for \$1.65 purposes to keep the
application current. Accordingly, the attached Amendment should be
accepted and this Petition granted. See Erwin O'Conner
Broadcasting Co., 22 FCC2d 140, 143 (Rev. Bd. 1970).

Respectfully submitted,



David Honig
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(305) 628-3600
Counsel for Peaches Broadcasting, Ltd.

May 13, 1991

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FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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AMENDMENT

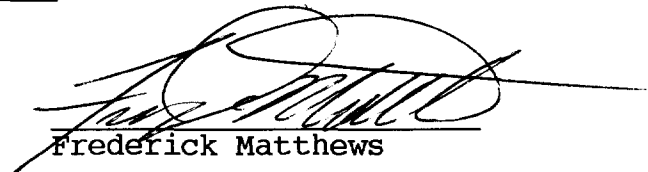
Federal Communications Commission
Office of the Secretary

The application of Peaches Broadcasting, Ltd. is hereby amended to update Exhibit 1 (Media Interests) to its application. This amendment reports the voluntary dismissal of the application of Rupert of East Baton Rouge Broadcasting L.P. ("Rupert") for a new FM construction permit in Baker, Louisiana. It also reports the issuance of two orders adding issues against Rupert. Peaches' limited partner, United Communications, Inc. ("UCI") was a limited partner of Rupert.

The underlying allegations related either to reporting requirements, to the financial abilities of Rupert's former limited partners and a felony conviction of one of Rupert's former limited partners. None of these matters involved UCI or anyone connected with UCI.

I hereby affirm under penalty of perjury under the laws of the United States of America that the representations herein are true and correct to the best of my knowledge.

Executed May 3, 1991.


Frederick Matthews

SUPPLEMENT TO EXHIBIT 1 (MEDIA INTERESTS)

The media interests of United Communications, Inc. and its principals, previously reported in Exhibit 1 and periodically revised pursuant to 47 CFR §1.65, are hereby amended as follows.

1. On April 15, 1991, Judge Miller added the following issues against Rupert of East Baton Rouge Broadcasting L.P. ("Rupert"):
 - Rupert-1 To determine if Rupert misrepresented or lacked candor when they certified in their application that they were financially qualified, and if so, whether Rupert is basically qualified to be a Commission licensee;
 - Rupert-2 To determine if Rupert has been continuously qualified financially from December 15, 1988 to the present, and if not, what impact that has on Rupert's qualifications to be a Commission licensee;
 - Rupert-3 To determine if Rupert violated 47 CFR 1.65 by failing to amend BPH-881251NQ to report the specific adverse findings made against their two limited partners (Hubert Payne and Darrell Fields) in the Columbus, Ohio Channel 298A proceeding; and if so, what impact that has on Rupert's qualifications to be a Commission licensee; and
 - Rupert-4 To determine if Rupert violated 47 CFR 1.65 by failing to amend BPH-881251NQ to report the specific adverse findings made against their two limited partners (Hubert Payne and Darrell Fields) in the Roswell, Georgia Channel 298A proceeding; and if so, what impact that has on Rupert's qualifications to be a Commission licensee.
2. On April 15, 1991, Judge Walter C. Miller added the following issues against Rupert by Order, FCC 91M-1306:
 - Rupert-5 To determine if Rupert violated 47 CFR 1.65 by failing to timely report the arrest and indictment of their limited partner, Hubert Payne, for 18 USC 317 and 18 USC 1956 violations, and if so, what impact that has on Rupert's qualifications to be a Commission licensee;

Rupert-6 To determine whether Rupert has misrepresented to or lacked candor with the Commission by failing to timely amend Section II, Question 10(b) of FCC Form 301.

3. On April 23, 1991, Rupert moved to voluntarily dismiss its application. That motion was granted by Order, FCC 91M-1453 (released April 25, 1991).

CERTIFICATE OF SERVICE

I, David Honig, this 13th day of May, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Petition for Leave to Amend and Amendment" addressed to the following:

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